

IAP7 Rec'd PCT/PTO 02 JUN 2006

PTO-1390 (Rev. 07-2005)

Approved for use through 3/31/2007. OMB 0651-0021  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER <b>095309.57764US</b> U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <b>10/581793</b>
INTERNATIONAL APPLICATION NO. <b>PCT/EP2004/012693</b>	INTERNATIONAL FILING DATE <b>11/10/2004</b>	PRIORITY DATE CLAIMED <b>12/04/2003</b>
TITLE OF INVENTION <b>DEVICE FOR PRODUCING A HOLLOW PROFILE</b>		
APPLICANT(S) FOR DO/EO/US <b>Kai-Uwe DUDZIAK, et al.</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</p> <p>3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input checked="" type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> Is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ul> </p> <p>6. <input checked="" type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))           <ul style="list-style-type: none"> <li>a. <input checked="" type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ul> </p> <p>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))           <ul style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ul> </p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p>		
Items 11 to 20 below concern document(s) or information included:		
<p>11. <input checked="" type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98, Form PTO-1449, International Search Report dated February 3, 2005 including English Translation of Relevant Portion (eight (8) pages) and 7 cited Non-U.S. references.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input checked="" type="checkbox"/> A preliminary amendment/remarks. (nine (9) pages)</p> <p>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. (Four (4) sheets)</p> <p>15. <input checked="" type="checkbox"/> A Submission of substitute specification. (Clean and Marked-up version thereof)</p> <p>16. <input type="checkbox"/> A power of attorney and/or change of address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: Two (2) pages of Formal Drawings showing Figures 1-4 and Form PCT/IB/308 (First Notice) – one (1) page</p>		

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICATION NO. (if known, see 37 CFR 1.5)		INTERNATIONAL APPLICATION NO.		ATTORNEY'S DOCKET NUMBER
(To Be Assigned) <b>10/581793</b>		PCT/EP2004/012693		<b>095309.57764US</b>
				CALCULATIONS PTO USE ONLY
		\$300.00		
21. <input checked="" type="checkbox"/> Basic national fee (37 C.F.R. §1.492(a))		\$300.00		
22. <input checked="" type="checkbox"/> Examination fee (37 C.F.R. §1.492(c))				
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) .....		\$0.00		
All other situations .....		\$200.00		\$200.00
23. <input checked="" type="checkbox"/> Search fee (37 C.F.R. §1.492(b))				
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) .....		\$0		
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....		\$100		
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB.....		\$400		
All other situations .....		\$500		\$400.00
<b>TOTAL OF 21, 22 AND 23 =</b>				<b>\$900.00</b>
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.				
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	
18 - 100	0 / 50 =	0	x 250	\$
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				<b>\$130.00</b>
CLAIMS		NUMBER FILED	NUMBER EXTRA	RATE
Total claims		15 - 20	0	x 50
Independent claims		2 - 3	0	x 200
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+
				360
		<b>TOTAL OF ABOVE CALCULATIONS =</b>		<b>\$1030.00</b>
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by ½.				
		<b>SUBTOTAL =</b>		<b>\$1030.00</b>
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		+		\$
		<b>TOTAL NATIONAL FEE =</b>		<b>\$1030.00</b>
Fee for recording the enclosed assignment (37 CFR 1.21 (h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property .....		+		\$
		<b>TOTAL FEES ENCLOSED =</b>		<b>\$</b>
				Amount to be refunded: \$
				Amount to be charged: \$1030.00

- A check in the amount of \$ to cover the above fees is enclosed.
- Please charge my Deposit Account No. 05-1323 (Attorney Docket No. 095309.57764US) in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed.
- The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 05-1323 (Attorney Docket No. 095309.57764US). A duplicate copy of this sheet is enclosed.
- Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

**NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.**

## SEND ALL CORRESPONDENCE TO:

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NAME

31.824/42,028

REGISTRATION NUMBER

June 2, 2006

DATE

10/581793

1079 Rec'd U.S. PTO 02 JUN 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.	:	(To Be Assigned)	Confirmation No. : (TBA)
		PCT/EP2004/012693	
First Named Inventor	:	Kai-Uwe DUDZIAK	
Filed	:	June 2, 2006	
TC/A.U.	:	(To Be Assigned)	
Examiner	:	(To Be Assigned)	
Docket No.	:	095309.57764US	
Customer No.	:	23911	
Title	:	Device for Producing a Hollow Profile	

SUBMISSION OF SUBSTITUTE SPECIFICATION

Mail Stop  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Attached are a Substitute Specification and a marked-up copy of the original specification. I certify that said substitute specification contains no new matter and includes the changes indicated in the marked-up copy of the original specification.

Respectfully submitted,

June 2, 2006



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TRANSLATION OF RELEVANT PORTION OF PCT SEARCH REPORT

EXPLAINING CATEGORIES OF CITED DOCUMENTS

German

<input checked="" type="checkbox"/> Weitere Veröffentlichungen sind der Fortsetzung von Feld C zu entnehmen	<input checked="" type="checkbox"/> Siehe Anhang Patentfamilie
* Besondere Kategorien von angegebenen Veröffentlichungen :	
"A" Veröffentlichung, die den allgemeinen Stand der Technik definiert, aber nicht als besonders bedeutsam anzusehen ist	"T" Spätere Veröffentlichung, die nach dem internationalen Anmeldedatum oder dem Prioritydatum veröffentlicht worden ist und mit der Anmeldung nicht kollidiert, sondern nur zum Verständnis des der Erfindung zugrundeliegenden Prinzips oder der ihr zugrundeliegenden Theorie angegeben ist
"E" älteres Dokument, das jedoch erst am oder nach dem internationalen Anmeldedatum veröffentlicht worden ist	"X" Veröffentlichung von besonderer Bedeutung, die beanspruchte Erfindung kann allein aufgrund dieser Veröffentlichung nicht als neu oder auf erforderlicher Tätigkeit beruhend betrachtet werden
"L" Veröffentlichung, die geeignet ist, einen Prioritätsanspruch zwischhaft erscheinen zu lassen, oder durch die der Veröffentlichungszeitraum einer anderen im Recherchenbericht genannten Veröffentlichung belegt werden soll oder die aus einem anderen besonderen Grund angegeben ist (wie ausgeführt)	"Y" Veröffentlichung von besonderer Bedeutung, die beanspruchte Erfindung kann nicht als auf erforderlicher Tätigkeit beruhend betrachtet werden, wenn die Veröffentlichung mit einer oder mehreren anderen Veröffentlichungen dieser Kategorie in Verbindung gebracht wird und diese Verbindung für einen Fachmann unbedeutend ist
"O" Veröffentlichung, die sich auf eine mündliche Offenbarung, eine Benutzung, eine Ausstellung oder andere Maßnahmen bezieht	"&" Veröffentlichung, die Mitglied derselben Patentfamilie ist
"P" Veröffentlichung, die vor dem internationalen Anmeldedatum, aber nach dem beanspruchten Prioritydatum veröffentlicht worden ist	

English

<input checked="" type="checkbox"/> Further documents are listed in the continuation of box C.	<input checked="" type="checkbox"/> Patent family members are listed in annex.
* Special categories of cited documents :	
"A" document defining the general state of the art which is not considered to be of particular relevance	"T" later document published after the international filing date or priority date and not in conflict with the application but cited to understand the principle or theory underlying the invention
"E" earlier document but published on or after the international filing date	"X" document of particular relevance; the claimed invention cannot be considered novel or cannot be considered to involve an inventive step when the document is taken alone
"L" document which may throw doubts on priority claim(s) or which is cited to establish the publication date of another citation or other special reason (as specified)	"Y" document of particular relevance; the claimed invention cannot be considered to involve an inventive step when the document is combined with one or more other such documents, such combination being obvious to a person skilled in the art
"O" document referring to an oral disclosure, use, exhibition or other means	"&" document member of the same patent family
"P" document published prior to the international filing date but later than the priority date claimed	